## STATE OF MICHIGAN COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

FOR PUBLICATION January 30, 2014

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ROBERT TUTTLE,

No. 312364 Oakland Circuit Court LC No. 2012-241272-FH

Defendant-Appellant.

Advance Sheets Version

Before: SAAD, P.J., and SAWYER and JANSEN, JJ.

JANSEN, J. (concurring in the result).

I concur in the result only.

/s/ Kathleen Jansen